

FILED REGULATION OF THE STATE
ENVIRONMENTAL COMMISSION

LCB File No. R064-03

Effective October 30, 2003

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §1, NRS 445B.640.

Section1. NAC 445B.281 *is hereby amended to read as follows:*

- 445B.281* 1. Except as otherwise provided in NAC 445B.001 to 445B.3497, inclusive, any violation of the provisions of those sections is classified as a major violation, and a fine up to \$10,000 per day per violation may be levied.
2. For Class II and Class III sources, violations of NAC 445B.22037, 445B.22067, 445B.2207, 445B.22087, subsections 3 and 4 of NAC 445B.232, subsection 8 of NAC 445B.252, subsection 2 of NAC 445B.265, paragraph (e) of subsection 1 of NAC 445B.275 and NAC 445B.331 are classified as minor or lesser violations, unless there are four or more violations of any one of those sections by a person, occurring within a period of 60 consecutive months.
3. The schedule of fines for minor violations is as follows:

	First Offense	Second Offense	Third Offense
NAC 445B.22037, fugitive	125	250	500
dust.....	250	500	500
NAC 445B.22067, open	50	100	200
burning.....	250	500	500
NAC 445B.2207, incinerator burning 1,			
.... equal to or less than 25 lbs per			
hour.....	50	100	200
.... greater than 25 lbs per	50	100	200
hour.....	250	500	500
NAC 445B.22087,	100	200	400
odors.....	250	500	500
Subsection 3 or 4 of NAC 445B.232, reporting of excess			
emissions.....	125	250	500
.....	250	500	500
Subsection 8 of NAC 445B.252, testing and sampling	100	200	400
reporting.	250	500	500
Subsection 2 of NAC 445B.265, reporting of monitoring	100	200	400
systems	250	500	500
Paragraph (e) of subsection 1 of NAC 445B.275,	50	100	200

recordkeeping, monitoring, reporting or compliance	250	500	500
certification.....			
NAC 445B.331, change of	100	200	400
location.....	250	500	500

4. All minor violations become major violations upon the occurrence of the fourth violation of the same section within a period of 60 consecutive months.